



**Mining  
Form  
MR-700**

**S.C. DEPARTMENT OF HEALTH AND ENVIRONMENTAL CONTROL  
BUREAU OF LAND AND WASTE MANAGEMENT  
DIVISION OF MINING AND SOLID WASTE PERMITTING  
2600 Bull Street, Columbia, SC 29201  
Telephone Number: (803) 896-4261 Fax Number: (803) 896-4001**

Permit No. \_\_\_\_\_

STATE OF SOUTH CAROLINA )

LAND ENTRY AGREEMENT FOR LAND

COUNTY OF LEXINGTON )

LEASED BY MINE OPERATOR

WITNESSETH:

WHEREAS, VULCAN LANDS, INC.

hereinafter referred to as Lessor, is the Lessor of a tract of land lying and situated in the County of

LEXINGTON

, State of South Carolina, and whereas

VULCAN CONSTRUCTION MATERIALS, LLC

, hereinafter referred to as Lessee, is the Lessee of that

identical tract of land, more particularly described as follows:

SEE ATTACHED LEGAL DESCRIPTION  
+/- 19.28 ACRES, LEXINGTON COUNTY, SC  
TMS #006100-05-030

WHEREAS, Lessor has leased the aforesaid tract of land to Lessee, hereinafter sometimes referred to as Operator, who has or will conduct a mining operation on the aforesaid tract of land, pursuant to Mining Permit No. \_\_\_\_\_ and is obligated to reclaim the aforesaid tract of land in accordance with Operator's approved RECLAMATION PLAN (Form MR-500) dated \_\_\_\_\_, with any modification thereto.

NOW, THEREFORE, KNOW ALL MEN BY THESE PRESENTS, that the Lessor and the Lessee acknowledge and agree that in the event that a bond forfeiture is ordered pursuant to Section 48-20-170, Code of Laws of South Carolina, 1976 (as amended), the South Carolina Department of Health and Environmental Control and its representatives and its contractors shall have the right, and are hereby permitted, to make whatever entries on the subject land and to take whatever actions as may be necessary in the sole judgment of the South Carolina Department of Health and Environmental Control or its representatives, in order to carry out reclamation which the Operator has failed by the terms of the permit, reclamation plan, or reclamation bond to complete; provided, however, that the rights herein granted shall terminate upon the release of the reclamation bond, or within two years after forfeiture of the reclamation bond, unless this agreement is terminated earlier by the South Carolina Department of Health and Environmental Control.

The Lessor and the Lessee acknowledge and agree that the South Carolina Department of Health and Environmental Control shall have the right to record this agreement.

This document is executed in accordance with Section 48-20-70 of the 1976 South Carolina Code of Laws, as amended.

IN WITNESS WHEREOF, I have caused my hand and seal to be set hereunto this 16 day of September 19 2015

IN THE PRESENCE OF:

M. J. St (w1)  
(witness 1)

Donna B. B. B. (w2)  
(witness 2)

FOR THE LESSEE:

[Signature]  
(Lessee signature)

DAVID D. GRAYSON, PRESIDENT S&S  
(Lessee printed name and title)

VULCAN CONSTRUCTION MATERIALS, LLC  
(Lessee Company)

Address: 800 MT. VERNON HWY, SUITE 200  
ATLANTA, GA 30328

Permit No. \_\_\_\_\_

STATE OF SOUTH CAROLINA )

COUNTY OF \_\_\_\_\_ )

PERSONALLY appeared before me MARTIN J. EASTON (w1) and made oath that \_\_\_\_\_ he saw the within-named DAVID D. GRAYSON, PRESIDENT S&S-VCM sign, seal, and as \_\_\_\_\_ (his or her) (lessee)

act, deliver the within-written Land Entry Agreement for land leased by Mine Operator for the uses and purposes therein mentioned and that \_\_\_\_\_ he with DONNA B. B. B. (w2) witnessed the execution thereof.

[Signature]  
(signature of witness w1)

SWORN to before me this 16 day of September, 2015

[Signature]  
NOTARY PUBLIC FOR SOUTH CAROLINA GEORGIA

My Commission expires: Jan. 21, 2017





Permit No. \_\_\_\_\_

IN THE PRESENCE OF:

[Signature] (w3)  
(witness 3)

[Signature] (w4)  
(witness 4)

FOR THE LESSOR:

[Signature]  
(Lessor signature)

DAVID GRAYSON, VP  
(Lessor printed name and title)

NUCLEON LANDS, INC  
(Lessor Company)

Address: 800 MT. VERNON HWY SW, # 200  
ATLANTA, GA 30328

Telephone: 770-454-3627

STATE OF SOUTH CAROLINA )  
COUNTY OF \_\_\_\_\_ )

PERSONALLY appeared before me MARTIN R. EASTON (w3) and made oath  
that \_\_\_\_\_ he saw the within-named DAVID GRAYSON, VP - VLE sign, seal, and as \_\_\_\_\_ (his or her)  
(lessor)

act, deliver the within-written Land Entry Agreement for land leased by Mine Operator for the uses and purposes therein  
mentioned and that \_\_\_\_\_ he with DONNA BUCHER (w4) witnessed the execution thereof.

[Signature]  
(signature of witness w3)

SWORN to before me this 16 day of September, 2015

[Signature]  
NOTARY PUBLIC FOR SOUTH CAROLINA GEORGIA  
My Commission expires: Jan. 21, 2017



**EXHIBIT A**  
**LEGAL DESCRIPTION**

All those certain pieces, parcels or tracts of land located in the State of South Carolina, County of Lexington on the western right of way of Stutman Road, designated as Tracts 8, 9 and 10 on a Survey for Vulcan Lands, Inc., prepared by Smith Surveyors, Inc., dated April 7, 2015 and having the following metes and bounds description:

Beginning at an iron pin found in the western right of way of Stutman Road, approximately 600 feet from Old Field Road; thence leaving said right of way and running along property now or formerly of Federal National Mortgage Association, S 58° 32' 16" W 1013.49 feet to an iron found (crossing an iron pin found at 485.24 feet); thence turning and running along property now or formerly of Donald P. Addy, et al, North 26° 16' 27" W 567.49 feet to an iron pin found (crossing an iron pin found at 335.09 feet); thence turning and running along property now or formerly of Vulcan Lands Inc., N 90° 00' 32" E 1017.76 feet to an iron pin found in the western right of way of Stutman Road (closing iron pins found at 97.11 feet, 104.78 feet, 97.80 feet, 112.07 feet 109.12 feet, 114.62 feet, 264.53 feet and 118.09 feet); thence along the western right of way of Stutman Road the following courses and distances: S 47° 28' 49" E 236.68 feet to an iron pin found; S 43° 36' 06" E 309.31 feet to an iron pin found; S 43° 26' 51" E 232.03 feet to an iron pin found; S 44° 51' 04" E 222.92 feet to an iron pin found; S 44° 47' 30" E 188.85 feet to an iron pin found; S 44° 10' 32" E 184.07 feet to an iron found in the western right of way of Stutman Road, the point of beginning.

**DERIVATION:**

Preston Keith Craps bequeathed Tracts 8 and 9 to his nephew, Allen Kent Craps, Jr. in his Will dated January 3, 2009 and as filed in the Office of the Lexington County Probate Court in 2009ES32000773. Allen Kent Craps, Jr. executed a Deed of Distribution from said estate to Allen Kent Craps, Jr. and Brenda C. Shealy dated August 10, 2009 and recorded in the Office of the Lexington County Register of Deeds in Deed Book 13784 at Page 254 on August 11, 2009.

Allen Kent Craps, Sr. conveyed an undivided one-third interest in Tract 8 and 9 to Allen Kent Craps, Jr., by deed recorded in the Office of the Lexington County Register of Deeds in Deed Book 13781 at Page 67 on August 10, 2009.

Brenda C. Sheally conveyed an undivided one third interest in Tracts 8 and 9 to Allen Kent Craps, Jr. by deed recorded in the Office of the Lexington County Register of Deeds in Deed Book 13893 at Page 243 on October 12, 2009. Subsequently, Brenda C. Shealy n/k/a Brenda K. Shealy conveyed a complete interest in said Tracts 8 and 9 by Corrective Deed recorded in the Office of the Lexington County Register of Deeds in Deed Book 16695 at Page 227 on December 5, 2013.

Terry Leo Craps conveyed Tract 10 to Allen Kent Craps, Jr. by deed recorded in the Office of the Lexington County Register of Deeds in Deed Book 16820 at Page 129 on February 28, 2014. Reference is also made to Deed Book 1406 at Page 21.

TMS# 006100-05-030





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S.C. DEPARTMENT OF HEALTH AND ENVIRONMENTAL CONTROL  
BUREAU OF LAND AND WASTE MANAGEMENT  
DIVISION OF MINING AND SOLID WASTE PERMITTING  
2600 Bull Street, Columbia, SC 29201  
Telephone Number: (803) 896-4261 Fax Number: (803) 896-4001

Permit No. \_\_\_\_\_

STATE OF SOUTH CAROLINA

COUNTY OF

LEXINGTON

) LAND ENTRY AGREEMENT FOR LAND  
) LEASED BY MINE OPERATOR  
)

WITNESSETH:

WHEREAS,

VULCAN LANDS, INC.

hereinafter referred to as Lessor, is the Lessor of a tract of land lying and situated in the County of

LEXINGTON

, State of South Carolina, and whereas

VULCAN CONSTRUCTION MATERIALS, LLC

, hereinafter referred to as Lessee, is the Lessee of that

identical tract of land, more particularly described as follows:

SEE ATTACHED LEGAL DESCRIPTION  
+/- 158.98 ACRES, LEXINGTON COUNTY, SC  
TMS# 6100-05-023

WHEREAS, Lessor has leased the aforesaid tract of land to Lessee, hereinafter sometimes referred to as Operator, who has or will conduct a mining operation on the aforesaid tract of land, pursuant to Mining Permit No. \_\_\_\_\_ and is obligated to reclaim the aforesaid tract of land in accordance with Operator's approved RECLAMATION PLAN (Form MR-500) dated \_\_\_\_\_, with any modification thereto.

NOW, THEREFORE, KNOW ALL MEN BY THESE PRESENTS, that the Lessor and the Lessee acknowledge and agree that in the event that a bond forfeiture is ordered pursuant to Section 48-20-170, Code of Laws of South Carolina, 1976 (as amended), the South Carolina Department of Health and Environmental Control and its representatives and its contractors shall have the right, and are hereby permitted, to make whatever entries on the subject land and to take whatever actions as may be necessary in the sole judgment of the South Carolina Department of Health and Environmental Control or its representatives, in order to carry out reclamation which the Operator has failed by the terms of the permit, reclamation plan, or reclamation bond to complete; provided, however, that the rights herein granted shall terminate upon the release of the reclamation bond, or within two years after forfeiture of the reclamation bond, unless this agreement is terminated earlier by the South Carolina Department of Health and Environmental Control.

The Lessor and the Lessee acknowledge and agree that the South Carolina Department of Health and Environmental Control shall have the right to record this agreement.

This document is executed in accordance with Section 48-20-70 of the 1976 South Carolina Code of Laws, as amended.

IN WITNESS WHEREOF, I have caused my hand and seal to be set hereunto this 16 day of September, 10 2015.

IN THE PRESENCE OF

[Signature] (w1)  
(witness 1)

Donna Butler (w2)  
(witness 2)

FOR THE LESSEE:

[Signature]  
(Lessee signature)

DAVID GANSON, PRESIDENT, SED  
(Lessee printed name and title)

VULCAN CONSTRUCTION MATERIALS, LLC  
(Lessee Company)

Address: 800 RT. VULCAN HWY, SUITE 200  
ATLANTA, GA 30328

Permit No. \_\_\_\_\_

STATE OF SOUTH CAROLINA )  
COUNTY OF \_\_\_\_\_ )

PERSONALLY appeared before me MARTIN R. EASTON (w1) and made oath that \_\_\_\_\_ he saw the within-named DAVID GANSON, PRESIDENT, SED VCM sign, seal, and as \_\_\_\_\_ (his or her) (lessee)

act, deliver the within-written Land Entry Agreement for land leased by Mine Operator for the uses and purposes therein mentioned and that \_\_\_\_\_ he with DONNA BUTLER (w2) witnessed the execution thereof.

[Signature]  
(signature of witness w1)

SWORN to before me this 16 day of September, 2015.

NOTARY PUBLIC FOR SOUTH CAROLINA GEORGIA

My Commission expires: Jan. 21, 2017





IN THE PRESENCE OF:

[Signature] (w3)  
(witness 3)

[Signature] (w4)  
(witness 4)

FOR THE LESSOR:

[Signature]  
(Lessor signature)

DAVID GRAYSON, VP  
(Lessor printed name and title)

VULCAN LANDS, INC.  
(Lessor Company)

Address: 800 MT. VERNON HIGHWAY  
SUITE 200 ATLANTA, GA 30328

Telephone: 770 454-3627

STATE OF SOUTH CAROLINA )  
 )  
COUNTY OF \_\_\_\_\_ )

PERSONALLY appeared before me MARTIN P. EASTON (w3) and made oath  
that \_\_\_\_\_ he saw the within-named DAVID GRAYSON, VP-NLS sign, seal, and as \_\_\_\_\_ (his or her)  
(lessor)

act, deliver the within-written Land Entry Agreement for land leased by Mine Operator for the uses and purposes therein  
mentioned and that \_\_\_\_\_ he with ANNA BOCHS2 (w4) witnessed the execution thereof.

[Signature]  
(signature of witness w3)

SWORN to before me this 16 day of September, 2015.

[Signature]  
NOTARY PUBLIC FOR SOUTH CAROLINA GEORGIA  
My Commission expires: Jan. 21, 2017



**Exhibit "A"**  
**Legal Description of Property Conveyed**

All that certain piece, parcel or tract of land, with all improvements thereon, situate, lying and being just north of U. S. Highway No. 1 approximately two (2) Miles East of Leesville, in the County of Lexington, State of South Carolina, containing 158.98 acres, more or less, and being shown and delineated as Parcel One on a plat prepared for Noah Long by Arthur J. Weed, R.L.S. dated October 24, 1974 and last revised on May 15, 1991 and recorded in the Office of the Register of Deeds for Lexington County, South Carolina in Plat Book 244 at Page 89-B, and having such boundaries and measurements as will more fully appear by reference to said plat.

This being the same property conveyed to the Grantor herein by deed of Wells F. Whaley recorded on December 31, 1996 in the Office of the Register of Deeds for Lexington County, South Carolina in Book 3998 at Page 155.

Lexington County Tax Map No. 6100-05-023